

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1639-02  
Bill No.: HCS for SB 470  
Subject: Circuit Clerk; Courts; Judges; Liens; Real and Personal Property  
Type: Original  
Date: April 17, 2003

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2004</b>	<b>FY 2005</b>	<b>FY 2006</b>
None			
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2004</b>	<b>FY 2005</b>	<b>FY 2006</b>
None			
<b>Total Estimated Net Effect on Other State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
None			
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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#### **FISCAL ANALYSIS**

##### **ASSUMPTION**

Officials from the **Office of Administration – Administrative Hearing Commission, Department of Economic Development, Department of Labor and Industrial Relations, Department of Insurance,** and the **Office of Secretary of State** assume the proposed legislation would have no fiscal impact on their agency.

Officials from the **Office of State Courts Administrator** assume the proposed legislation would have no fiscal impact on the courts.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

The proposed legislation would allow a judgement in associate circuit court to be a lien on real estate if the judgment is final and not appealed. Judgments or decrees entered by a court could not be amended or modified by any administrative agency. (Section 511.350)

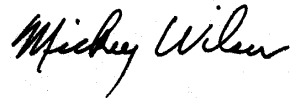
The proposal would also require the clerk of each division of circuit court to enter an abstract of judgement within five days of rendition. (Section 511.510)

The proposal would exempt the homestead, not exceeding \$15,000 (current law is \$8,000) from attachment and execution. (Section 513.475)

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of Administration  
    – Administrative Hearing Commission  
Office of State Courts Administrator  
Department of Economic Development  
Department of Labor and Industrial Relations  
Department of Insurance  
Office of Secretary of State



Mickey Wilson, CPA  
Director  
April 17, 2003